

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5041 of 1985

For Approval and Signature:

Hon'ble MR.JUSTICE R.A.MEHTA

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
1 to 5: No

HASMUKHBHAI H PATEL SINCE DECEASED THROUGH HIS HEIRS

Versus

SECRETARY

Appearance:

MR HK RATHOD for Petitioners
NOTICE SERVED for Respondent No. 1, 3
MR SN SHELAT for Respondent No. 2

CORAM : MR.JUSTICE R.A.MEHTA

Date of decision: 02/03/98

ORAL JUDGEMENT

The order dated 12th September 1997, recorded that the respondent Corporation had stated that whatever dues were payable to the deceased-petitioner would be paid to his widow and the respondent-Corporation was directed to deposit the amount payable to the widow in this Court.

On the aforesaid statement of the respondent, the learned Counsel for the petitioner was to take instructions for withdrawal of the petition.

Thereafter, a sum of Rs. 2,72,364/- has been deposited in this Court and the Registrar was directed to deposit Rs. 2,50,000/- in the fixed deposit in Punjab National Bank, Ahmedabad in the name of the widow. This was done so that the amount of monthly interest could be remitted to her P.N.B.bank account in Bombay. The balance amount was directed to be paid to the widow.

Accordingly, an amount of Rs. 2,50,000/- has been put in a fixed deposit for a period of five years in the name of Damayantiben Hasmukhbhai Patel, in Punjab National Bank, Ahmedabad.

The learned Counsel for the petitioners state that the widow has her Savings Bank Account no.9411 in Punjab National Bank, Branch at Zaver Road,Mulund (West) Bombay- 400 080 and the Registrar may inform the Punjab National Bank, Ahmedabad to remit the periodical interest to her bank account in Mulund, Bombay directly. The Registry is directed to inform the bank accordingly and a copy of such letter be given to the learned Counsel for the petitioners.

In view of the aforesaid, the learned Counsel for the petitioners withdraws this petition. Hence, it is disposed of accordingly. Rule discharged.
